

Amendment No. 3 to SB2725

Beavers  
Signature of Sponsor

**AMEND Senate Bill No. 2725**

**House Bill No. 2789\***

by deleting Section 28 of the bill as amended by amendment #01778371 and by substituting instead the following:

SECTION 28. Tennessee Code Annotated, Title 40, Chapter 39, Part 2, is amended by adding a new section thereto:

§ 40-39-21\_.

(a) Except as provided in subsection (d), the Sex Offender Treatment Board, or its designee, at times set forth in this section shall review violent juvenile sexual offenders for the purpose of determining if, in the interests of justice and the public's right to know, the violent juvenile sexual offender should remain on the SOR.

(b) The review described in this section shall take place within twelve (12) months of the violent juvenile sexual offender reaching nineteen (19) years of age, and again every five (5) years thereafter, until the violent juvenile sexual offender has been on the SOR for twenty-five (25) years. Such review shall be only upon the written request made by the violent juvenile sexual offender. The violent juvenile sexual offender shall continue to be listed on the SOR for twenty-five (25) years, unless the Sex Offender Treatment Board determines that the violent juvenile sexual offender has established by a preponderance of the evidence that:

(1) The violent juvenile sexual offender no longer poses any substantial threat of harm to the public;

(2) The violent juvenile sexual offender has substantially complied with all the terms and conditions of any sentence, probation or supervision;

(3) The violent juvenile sexual offender poses no substantial threat of harm to any of the violent juvenile sexual offender's victims or the victims' family; and

(4) It is in the interest of justice that the violent juvenile sexual offender's information be removed from the SOR.

(c) The Sex Offender Treatment Board's findings shall be reduced to writing and may be appealed by either the violent juvenile sexual offender or the state in accordance with § 40-39-207.

(d) Twenty-five (25) years after termination of active supervision, probation or custody, a violent juvenile sexual offender required to register under this part may file a request for termination of registration requirements with TBI headquarters in Nashville. Section 40-39-207 shall be used to determine whether the violent juvenile sexual offender may be removed from the SOR or whether or not the violent juvenile sexual offender shall be required to comply with the registration, verification and tracking requirements for the life of the violent juvenile sexual offender.